IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION F NO.4230 OF 2004
IN
FIRST APPEAL NO.1376 OF 2004

The New India Assurance Company Limited, .. Petitioners
Vs
1. Smt Lily Robert D'Souza and ors Respondents.

Mr S.M.Vidyarthi, for the petitioners.
Mr M.B.Kotak, for respondent no.1.

CORAM : S.B.MHASE &
D.B.BHOSALE, JJ.
DATE : APRIL 12, 2005.

P.C.

1. Heard both sides.

2. Mr Vidyarthi, learned counsel for the petitioners, makes a statement that leave to delete respondent no.5 be granted since the amount has been deposited by the Insurance Company. Leave to delete respondent no.5 is granted. Amendment to be carried out immediately.

3. Mr.Vidyarthi, learned counsel for the petitioners, makes a statement that the amount of the Award has been deposited. Mr Kotak, learned counsel, appears for respondent nos 1 to 4 and 6. Respondent no.5 is the owner of vehicle. However, the Insurance company is supposed to indemnify the respondents. The civil application is disposed of in terms of prayer clause (a).

(D.B.BHOSALE, J.) **(S.B.MHASE, J.)**

/rrt/db-05/db-12405/caf4230-04